

For Commission Use Only:

Case:

08-0610

**OFFICIAL FILE**  
**ILLINOIS COMMERCE COMMISSION**  
**FORMAL COMPLAINT**  
Illinois Commerce Commission  
527 E. Capitol Avenue  
Springfield, Illinois 62701

**ORIGINAL**

Regarding a complaint by (Person making the complaint): Industrial Kinetics, Inc. & MT & GII, LLC

Against (Utility name): Commonwealth Edison

Commonwealth Edison either failed to communicate,  
As to (Reason for complaint) communicated partially, inaccurately and/or with delay.  
ComEd and complaintants had a written agreement by which ComEd agreed to  
provide 460v-60c-3ph service to the complaintants' new site in Downers Grove,  
Illinois by April 2007. Relying on this, complaintants made arrangements with  
movers, engineering, erecting companies, machinery movers and others, and  
adjusted their own production schedules with their suppliers and customers.  
ComEd breached the contract and didn't supply power until August 2007.  
Complaintants were damaged by more than \$500,000.00.

in Downers Grove & Westmont, Illinois.

**TO THE ILLINOIS COMMERCE COMMISSION, SPRINGFIELD, ILLINOIS:**

My mailing address is 17 Forest Gate Circle, Oak Brook, IL 60523

The service address that I am complaining about is 2535-55 Curtiss St., Downers Grove, IL 60515

My home telephone is [ 630 ] 684-0678

Between 8:30 A.M. and 5:00 P.M. weekdays, I can be reached at [ 630 ] 655-0300

My e-mail address is ghuberiii@iki.com I will accept documents by electronic means (e-mail) ☐ Yes ☒ No

(Full name of utility company) Commonwealth Edison (respondent) is a public utility and is subject  
to the provisions of the Illinois Public Utilities Act.

In the space below, list the specific section of the law, Commission rule(s), or utility tariffs that you think is involved with your complaint.

Code Part 220

Code Part 200 & See attached

Have you contacted the Consumer Services Division of the Illinois Commerce Commission about your complaint? ☒ Yes ☐ No

Has your complaint filed with that office been closed? See Claim #2007 14173 ☐ Yes ☐ No

Please state your complaint briefly. Number each of the paragraphs. Please include time period and dollar amounts involved with your complaint. Use an extra sheet of paper if needed.

Please see attached sheet.

Please clearly state what you want the Commission to do in this case: We would like the Commissioner to direct Commonwealth Edison to reimburse claimants for the costs caused by the disregard of its service obligation - a duty of the monopolizer to the monopolized.

**NOTICE:** If personal information (such as a social security number or a bank account number) is contained in this complaint form or provided later in this proceeding, you should submit both a public copy **and** a confidential copy of the document. Any personal information contained in the public copy should be obscured or removed from the document prior to its submission to the Chief Clerk's office. Any personal information contained in the confidential copy should remain legible. If personal information is provided in your public copy, be advised that it will be available on the internet through the Commission's e-Docket website. The confidential copy of any filing you make, however, will only be available to Commission employees. If you file both a public and confidential version of a document, clearly mark them as such.

Today's Date: October 10 2008  
(Month, day, year)

Complainant's Signature: Marianne T Huber

If an attorney will represent you, please give the attorney's name, address, telephone number, and e-mail address.

When you finish filling out this complaint form, you need to file the original with the Commission's Chief Clerk. When filing the original complaint, be sure to include one copy of the original complaint for each utility company complained about (referred to as respondents).

#### VERIFICATION

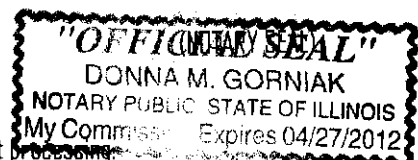
A notary public must witness the completion of this part of the form.

I, MARIANNE T. HUBER, Complainant, first being duly sworn, say that I have read the above petition and know what it says. The contents of this petition are true to the best of my knowledge.

Marianne T Huber  
Complainant's Signature

Subscribed and sworn/affirmed to before me on (month, day, year) OCT 10, 2008

Donna M Gorniak  
Signature, Notary Public, Illinois



**NOTE:** Failure to answer all of the questions on this form may result in this form being returned without processing.